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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional) 09637/000L305-USO								
	Application Number 09/846,703-Conf. #4923	Filed April 30, 2001								
	First Named Inventor Shozo Imanishi									
	Art Unit 3721 3682	Examiner C. M. Hansen								
<p>Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.</p> <p>This request is being filed with a notice of appeal.</p> <p>The review is requested for the reason(s) stated on the attached sheet(s). Note: No more than five (5) pages may be provided.</p> <p>I am the</p> <table><tr><td><input type="checkbox"/> applicant /inventor.</td><td rowspan="3"> Signature</td></tr><tr><td><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</td></tr><tr><td><input checked="" type="checkbox"/> attorney or agent of record. Registration number 42,899</td></tr><tr><td><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____</td><td colspan="2">Chris T. Mizumoto Typed or printed name (212) 527-7700 Telephone number October 20, 2005 Date</td></tr></table> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of 1 forms are submitted.</p>				<input type="checkbox"/> applicant /inventor.	 Signature	<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	<input checked="" type="checkbox"/> attorney or agent of record. Registration number 42,899	<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____	Chris T. Mizumoto Typed or printed name (212) 527-7700 Telephone number October 20, 2005 Date	
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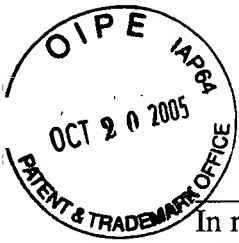
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Docket No.: 09637/000L305-US0
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Shozo Imanishi

Application No.: 09/846,703

Confirmation No.: 4923

Filed: April 30, 2001

Art Unit: ~~3721~~ 3682

For: A SLIDE DRIVE DEVICE FOR A PRESS

Examiner: C. M. Hansen

PRE-APPEAL BRIEF REQUEST FOR REVIEW

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

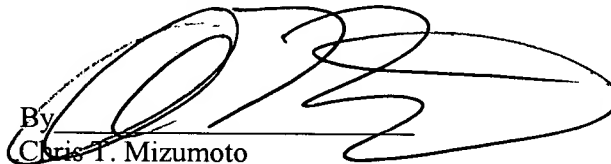
Dear Sir:

Applicants respectfully request a review of the legal and factual bases for the rejections in the above-identified patent application. Pursuant to the guidelines set forth in the Official Gazette Notice of July 12, 2005 for the new Pre-Appeal Brief Conference Pilot Program, favorable reconsideration of the subject application is respectfully requested in view of the following remarks. No amendments are being filed with this request. The request is filed concurrently with a Notice of Appeal.

The review is requested for the reasons stated on the attached sheets.

Dated: October 20, 2005

Respectfully submitted,

By 
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1-3, 6, and 7 and not on Figs. 5 and 8-10. Moreover, each pair of drive branching links shown in Figs. 1-3, 6, and 7 is connected to a guide mechanism 20 through one pin. Therefore, it would not be possible to state that the limitation, "the first and second drive branching links separately coupled to the guiding means," reads on Fig. 6 or 7 but not on Figs. 1-3. That is, Applicants clearly intended that the limitation "first and second drive branching links separately coupled to the guiding means" to read on Figs. 1-3. That is, Applicants have made every good faith effort to have the amended claims read on Species A1 to further the prosecution.

Applicants address the second point of the Advisory Action. The Examiner now newly charges that the offending word is "separately." By having this word in the amended claims, the Examiner charges that the claims are not directed to the elected species. However, Applicants submit that the word "separately" was used to denote that first drive branching link moves separately from the second drive branching link – therefore "separately coupled." (See page 14, point (2) of September 21 Response.) Fig. 2 of the present specification does show a pair of drive branching links 27 pinned by a same pin but the figure also shows that the one drive branching link moves separately from the other. Thus, claims do read on Fig. 2 with or without "separately." During patent examination, the pending claims must be "given [their] broadest reasonable interpretation consistent with the specification." *In re Hyatt*, 211 F.3d 1367, 1372, 54 USPQ2d 1664, 1667 (Fed. Cir. 2000). MPEP 2111.

Summary

Applicants respectfully request that the present application be reviewed based on the facts presented here and the documents referred to in this request. Applicants respectfully request that withdrawn claims 1-3, 21, 22, 34, 35, 37, and 38 be reinstated and properly considered. Applicants also request that claims 33 and 34 be properly considered.

October 20, 2005



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Attorney for Applicant